53 CONFIDENTIAL Action Control: 773 Rec'd: EUR APRIL 1, 1959 NID 901079 Info 6:05 P.M. TO: Secretary of State RMR 836, APRIL 1, 6 P.M. NO: SS W SENT BONN 748, DEPARTMENT 836, REPEATED INFORMATION POLAD G USAREUR, MOSCOW, LONDON, PARIS, USAFE 41, USAFE ADVON JUNNUMBERE SP C PARIS FOR EMBASSY, USRO, CINCEUR THURSTON AND WEST L INR H AT POLAD MEETING TODAY BRITISH POLAD LEDWIDGE RAISED SUBJECT P C-130 FLIGHT MARCH 27. ALTHOUGH NOTING RAF HEADQUARTERS UOP IN FEDREP AND BRITISH-FRENCH BASC CONTROLLERS BERLIN GIVEN E ONE HOUR ADVANCE NOTICE OF FLIGHT, HE QUESTION IF PROCEDURE IRC FOLLOWED MARCH 27 ACCORDED WITH ASSURANCE GIVEN BY US CIVIL DCL MEMBER BERLIN AIR COORDINATING COMMITTEE MARCH 27, 1958; THAT "SUFFICIENT ADVANCE NOTICE OF ANY (C-130) FLIGHT WOULD OCB BE GIVEN TO REVIEW AND COORDINATE DETAILED INSTRUCTIONS TO CIA CONTROLLERS AT BASC". LEDWIDGE SAID SOVS OF COURSE HAVE OSD RIGHT TO USE CORRIDORS BELOW 10,000 FT. FOR SOV AIRCRAFT CI ARMY FLIGHTS IF THEY CHOOSE AND COULD INTERFERE WITH COMMERCIAL NAVY AIRLINE SCHEDULES IF THEY RECOMMENCE FILING FLIGHT PLANS AIR FOR LOW ALTITUDE FLIGHTS AS THEY DID PRIOR TO 1954. IN OVER-ALL INTERESTS AIR SAFETY LEDWIDGE SUGGESTED AS PERSONAL OPINION 4. POSSIBLE "TACIT AGREEMENT" WHEREBY WE INSIST RIGHT TO FLY AT ANY! ALTITUDE BUT IN FACT ASSURE SEPARATION ALLIED-SOVIET AIRCRAFT BY AVOIDING THEIR OPERATING AREA. O SUCH "TACIT AGREEMENT" NEED NOT NECESSARILY RESTRICT ALLIES BELOW 10,000 FT. LEVEL. Ø FRENCH POLAD EXPRESSED CONCERN LEST STRONG TONE OF SOV MARCH 30 PROTEST NOTE INDICATE SOVS PREPARED TO LEAVE BASC SINCE THEY WOULD NO LONGER GUARANTEE FLIGHT SAFETY IF ALLIES COMMEN OVER 10,000 FT. FLIGHTS. **GUFLER** UE/22

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